IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SEVENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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WRIT PETITION NO : 13613 of 2005

Between:

R.V.S.N.V.P.Sarma, s/o Subba Rao Sarma,
Former Junior Assistant & Non-Technical Maistry Sri Venkateswara Swamy Devasthanam, Dwaraka Thirumala, West Godavari District.

..... PETITIONER

AND

1. The Government of Andhra Pradesh, rep., by its Principal Secretary, Revenue (Endowments) Department, Secretariat, Hyderabad-500 004.A.P.

2. The Commissioner, Endowments Department, A.P., Tilak Road, Ram Koti, hyderabad-500 001.A.P.

3. The Executive Officer, Sri Venkateswara Swamy Devasthanam, Dwaraka Thirumala, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ order or direction particularly one in the nature of writ of mandamus declaring the action of the respondent No.3 Executive Officer, Sri Venkateswara Swamy Devasthanam, Dwaraka Thirumala, West Godavari District in issuing the impugned proceedings in No.Rc.No.B1/901/03 dated 26-2-2005 keeping the petitioner under suspension is contrary to law, arbitrary, unjust and void weight of evidence and against the principles of natural justice and violative of Articles 14 and 16 of the Constitution of India set aside the same.

Counsel for the Petitioner: MR.G.V.L.N.MURTHY

Counsel for the Respondent Nos.1 and 2: GP FOR ENDOWMENTS
Counsel for the Respondent No.3: SMT.N.INDRANI

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the proceedings dated 26.02.2005 issued by the third respondent keeping the petitioner under suspension, pending enquiry, on certain alleged irregularities stated to have been committed by the petitioner.

At the time of hearing, it is represented that the petitioner has already filed an appeal before the Commissioner of Endowments on 19.03.2005 along with a stay petition. However, it is represented that the appellate authority has not passed any orders even on the stay petition. Therefore, he sought for appropriate directions in this regard.

Heard the learned counsel for the petitioner and the learned Government Pleader for Endowments appearing for the respondents.

As an appeal has already been filed and pending before the appellate authority, the second respondent herein, the second respondent is directed to pass appropriate orders on the stay petition expeditiously, preferably within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

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27.06.2005

VGB

To

1. The Principal Secretary, Government of Andhra Pradesh, Revenue (Endowments) Department, Secretariat, Hyderabad-500 004.A.P.
2. The Commissioner, Endowments Department, A.P., Tilak Road, Ram Koti, hyderabad-500 001.A.P.
3. The Executive Officer, Sri Venkateswara Swamy Devasthanam, Dwaraka Thirumala, West Godavari District.
4. 2CCs to the Government Pleader for Endowments, High Court Buildings, Hyderabad. (OUT)
5. 2CD copies.
6. 1CC to Mr.G.V.L.N.Murthy